

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

UNITED STATES OF AMERICA

v.

DAPHENY ELAINE FAIN (03)

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CASE NO. 3:14-CR-293-M

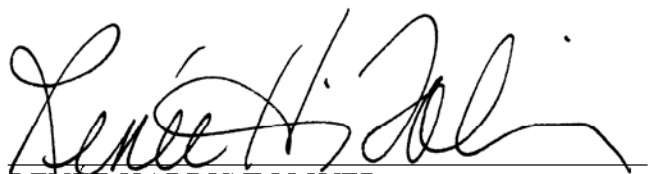
ORDER

Pursuant to the district judge's *Order of Referral*, Doc. 37, the undersigned now considers the *Motion of Defendant Dapheny Fain for the Appointment of Co-Counsel*, Doc. 27. The Government filed notice that it takes no position with respect to the motion. Doc. 40.

Based on (1) the fact that the investigation spanned a number of years and resulted in the return of a 106-page indictment against defendants; (2) the nature of the pending charges, which are predicated on the allegations of a sophisticated fraudulent scheme; and (3) the government's representation that it will likely produce to the defendants in discovery between 2.5 and 4.5 terabytes of electronically-stored information, the Court finds that this case is properly categorized as "extremely difficult." *Guide to Judiciary Policy*, Vol. 7, Part A, Ch. 2 § 230.53.20. The Court further finds that the appointment of co-counsel for Defendant Fain is warranted under these circumstances, and that it is in the interest of justice.

Accordingly, the *Motion of Defendant Dapheny Fain for the Appointment of Co-Counsel*, Doc. 27, is **GRANTED**. Attorney Marlo Cadeddu is hereby appointed as co-counsel for Defendant Fain under the provisions of the Criminal Justice Act.

SIGNED September 3, 2014.


RENEE HARRIS TOLIVER
UNITED STATES MAGISTRATE JUDGE